THE HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION No. 1445 of 2006

DATED: 28.01.2006

Between:

Sk.Mutaharu.

... PETITIONER

AND

The Regional Manager and another.

... RESPONDENTS

ORDER:

The 1st petitioner is the wife and the 2nd petitioner is the son of one Mr.A.Hafeez, who was employed as a Driver in the APSRTC, way back in the year 1961. He is said to have died on 29.02.1988, while in service. The 2nd petitioner states that he did not avail the relief of compassionate appointment, because he was minor at that time. He states that when he approached the respondents for extension of compassionate appointment or monetary benefits, as the case may be, there is no response from them.

Heard the learned counsel for the petitioners and the learned Standing Counsel for the respondents.

The father of the 2nd petitioner died, way back in the year 1988. Even assuming that the 2nd petitioner was minor, when his father died, it is not as if he approached this Court or prosecuted remedies promptly. As of now, he is 27 years old. There is a serious lapse on the part of the 2nd petitioner in prosecuting his remedies. Further, for all practical purposes, the Corporation has done away with the scheme of providing compassionate appointment to the

dependants of the deceased-employees, on account of the existing staff itself having been found surplus.

It is true that the Corporation provides for payment of certain monetary benefits in lieu of compassionate appointment. However, it is not known as to whether the petitioners are entitled for any benefit at this belated stage. Be that as it may, they can make a representation even now.

For the foregoing reasons, the Writ Petition is disposed of, leaving it open to the petitioners to make a representation, claiming necessary benefits, under the existing scheme, and the respondents shall consider the same and pass appropriate orders, in accordance with law, within a period of two (2) months from the date of receipt of such representation. There shall be no order as to costs.

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28.01.2006

Jsu